



राजपत्र, हिमाचल प्रेदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शुक्रवार, ७ अगस्त, १९७०/१६ श्रावण, १९६२

GOVERNMENT OF HIMACHAL PRADESH

EDUCATION DEPARTMENT

NOTIFICATION

Simla-2, the 1st August, 1970

No. 4-2/69-Sectt-Edu-I.—In exercise of the powers conferred by sub-section (1) of section 39 of the Himachal Pradesh University Act, 1970 (Act No. 17 of 1970), the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to make the First Statutes of the Himachal Pradesh University as per Annexure 'A'.

By order,
R. V. GUPTA,
Secretary.

ANNEXURE 'A'

FIRST STATUTES

OF

HIMACHAL PRADESH UNIVERSITY

1. *Vice-Chancellor.*—(1) The Vice-Chancellor shall be appointed by the Chancellor from a panel of not less than three persons recommended by a Committee, as constituted under sub-clause (2).

(2) The committee referred to in sub-clause (1) shall consist of three persons, two of whom shall be persons not connected with the University or an institution recognised by, or associated with, the University nominated by the Executive Council and one member shall be a person nominated by the Chancellor. The Chancellor shall appoint one of the three persons to be Chairman of the Committee:

Provided that, if the Chancellor does not approve of any of the persons so recommended, he may call for fresh recommendations:

Provided further that the appointment of the first Vice-Chancellor shall be made by the Chancellor for a term of five years:

Provided, however, that till the appointment of the first Vice-Chancellor, the Chancellor shall exercise the powers and perform the duties of the Vice-Chancellor.

(3) The Vice-Chancellor shall be a whole-time salaried officer of the University.

(4) The Vice-Chancellor shall hold office for a term of five years from the date on which he enters upon his office and shall, on the expiration of his term of office, be ineligible for re-appointment to that office:

Provided that, notwithstanding the expiry of the said period of five years, he shall continue in office until his successor is appointed and enters upon his office:

Provided further that the Chancellor may direct that a Vice-Chancellor, whose term of office has expired, shall continue in office for such period, not exceeding one year, as may be specified in the direction:

Provided, however, a person appointed as Vice-Chancellor shall retire from office, if during the term of his office, he completes the age of 65 years.

(5) There shall be paid to the Vice-Chancellor a salary of two thousand five hundred rupees per mensem and he shall be entitled without payment of rent, to use a furnished residence throughout his term of office and no charge shall fall on the Vice-Chancellor personally in respect of the maintenance of such residence.

(6) The Vice-Chancellor shall not be entitled to the benefits of the University Provident Fund or to any other allowance:

Provided that where any employee of the University is appointed as Vice-Chancellor, he shall be allowed to continue to contribute to the Provident Fund and the contribution of the University shall be limited to what he had been contributing immediately before his appointment as Vice-Chancellor.

(7) The Vice-Chancellor shall be entitled to travelling allowances at such rates as may be fixed by the Executive Council.

(8) The Vice-Chancellor shall be entitled to leave on full pay for one-eleventh of the period spent by him on active service.

(9) The Vice-Chancellor shall also be entitled, on medical grounds or otherwise than on medical grounds, to leave without pay for a period not exceeding three months during the term of his office:

Provided that such leave may be converted into leave on full pay to the extent to which he will be entitled to leave under sub-clause (8).

(10) The Vice-Chancellor shall be entitled to medical aid, as may be laid down by the Executive Council.

(11) If the office of the Vice-Chancellor becomes vacant, the functions of his office shall, until some person is appointed under clause (1) to the vacant office, be performed by one of the Deans to be nominated by the Chancellor.

(12) If the Vice-Chancellor is unable to perform his functions owing to absence due to illness or any other cause the Chancellor may appoint any person to discharge the duties of the Vice-Chancellor, till such time as the Vice-Chancellor is able to resume his duties.

2. Powers and duties of Vice-Chancellor.—(1) The Vice-Chancellor shall have general responsibility for maintaining and promoting the efficiency and good order of the University.

(2) It shall be the duty of the Vice-Chancellor to see that the provisions of the Act, these Statutes, the Ordinances and the Regulations are duly observed and the decisions taken by the authorities of the University are implemented.

(3) The Vice-Chancellor shall have power to convene or cause to be convened meetings of the Court, the Executive Council and the Academic Council and the Board of Management and other authorities of the University and shall perform all such acts as may be necessary to carry out the provisions of the Act, these Statutes and the Ordinances.

(4) The Vice-Chancellor shall be entitled to be present at and to address any meeting of any authority or body or committee of the University, but shall not be entitled to vote thereat, unless he is a member of such authority or body or committee.

(5) If, in the opinion of the Vice-Chancellor any emergency has arisen which requires immediate action to be taken, the Vice-Chancellor shall take such action as he deems necessary, and shall report the same at the next meeting of the authority which, in the ordinary course, would have dealt with the matter:

Provided that where any such action taken by the Vice-Chancellor affects any person in the service of the University, such person shall be entitled to prefer, within thirty days from the date on which he receives notice of such action, an appeal to the Executive Council.

3. Deans of Faculties.—(1) Every Head of a Department of Studies who is a Professor shall by rotation according to seniority, for a period of two years, act as the Dean of the Faculty:

Provided that the Dean of the Agricultural Complex shall be *ex-officio* Dean of the Faculty of Agriculture:

Provided further that if in any Faculty there is no Professor, the senior-most Reader shall act as the Dean and if there is no Reader, the Vice-Chancellor shall act as the Dean.

(2) The Dean of each Faculty shall be the executive officer of the Faculty, and shall preside at its meetings.

(3) The Dean shall have the right to be present and to speak at any meeting of any committee of the Faculty but not to vote thereat, unless he is a member of the committee.

4. Registrar.—(1) The Registrar shall be a whole-time salaried officer of the University and he shall be appointed by the Executive Council on the

recommendation of a Selection Committee constituted for the purpose on such terms and conditions, as may be prescribed by the Ordinances:

Provided that a person appointed as Registrar shall retire from office when he completes the age of 60 years:

Provided further that the first Registrar shall be appointed by the Chancellor for a term not exceeding five years.

(2) When the office of the Registrar is vacant or when the Registrar is by reason of illness or absence for any other cause, unable to perform the duties of his office, the duties of the office shall be performed by such person as the Vice-Chancellor may appoint for the purpose.

(3) The Registrar shall be the *ex-officio* Secretary of the Court, the Executive Council, the Academic Council and the Faculties but shall not be deemed to be a member of any of these authorities.

(4) The Registrar shall—

- (a) be the custodian of the records, the common seal and such other properties of the University as the Executive Council shall commit to his charge;
- (b) conduct the official correspondence of the Court, the Executive Council and the Academic Council;
- (c) supply to the Chancellor copies of the agenda of meetings of the authorities of the University, as soon as they are issued and the minutes of the meetings of the authorities ordinarily within a month of the holding of the meetings;
- (d) represent the University in suits or proceedings by or against the University, sign powers of attorney and verify pleadings or depute his representatives for the purpose; and
- (e) perform such other duties as may be specified in these Statutes, or prescribed by the Ordinances or the Regulations or as may be required, from time to time, by the Executive Council of the Vice-Chancellor.

(5) (a) The Registrar shall have power to take disciplinary action against the employees belonging to the ministerial staff and to suspend them pending inquiry, to administer warnings to them or to impose on them the penalty of censure or the withholding of increment:

Provided that no such penalty shall be imposed unless the person concerned has been given a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.

(b) An appeal shall lie to the Vice-Chancellor against any order of the Registrar imposing the penalty of the withholding of increment.

(c) In a case where the inquiry discloses that a punishment beyond the powers of the Registrar is called for, the Registrar shall, upon conclusion of the inquiry, make a report to the Vice-Chancellor along with his recommendations, for such action as the Vice-Chancellor deems fit:

Provided that an appeal shall lie to the Executive Council against the order of the Vice-Chancellor imposing the penalty of dismissal.

5. *Finance Officer*.—(1) The Finance Officer shall be a whole-time salaried officer of the University and he shall be appointed by the Executive Council on the recommendation of a Selection Committee constituted for the purpose, on such terms and conditions as may be prescribed by the Ordinances:

Provided that the Executive Council if it deems fit obtain on deputation for a fixed term the services of an officer, from the office of the Comptroller and Auditor General of India.

(2) When the office of the Finance Officer is vacant or when the Finance Officer, is by reason of illness or absence for any other cause, unable to perform the duties of his office, the duties of the office shall be performed by such person as the Vice-Chancellor may appoint for the purpose.

(3) The Finance Officer shall:—

- (a) exercise general supervision over the funds of the University and shall advise it as regard its financial policy;
- (b) be responsible for the proper maintenance of the accounts of the University; and
- (c) perform such other financial functions as may be assigned to him by the Executive Council or as may be prescribed by these Statutes or the Ordinances:

Provided that the Finance Officer shall not incur any expenditure or make any investment exceeding Rs. 10,000 without the previous approval of the Executive Council.

(4) Subject to the control of the Executive Council the Finance Officer shall:—

- (a) hold and manage the property and investments including trust and endowed property for furthering any of the objects of the University;
- (b) see that the limits fixed by the Finance Committee for recurring and non-recurring expenditure for one year are not exceeded and that all moneys are expended on the purposes for which they are granted or allotted;
- (c) be responsible for the preparation of annual accounts and the budget of the University for the next financial year and for presentation of the same to the Executive Council;
- (d) keep a constant watch on the state of the cash and bank balances and on the state of investments;
- (e) watch the progress of collection of revenue and advise on the methods of collection employed;
- (f) see that the registers of buildings, land, furniture and equipment are maintained up-to-date and that the stock-checking of equipment and other consumable material in all offices, teaching departments, the agricultural complex, colleges and institutions maintained by the University is conducted at regular intervals, or as may be required from time to time;
- (g) call for from any office or department or college or institution under the University any information or returns that he may consider necessary to discharge his financial responsibilities.

(5) The receipt of the Finance Officer or of the person or persons duly authorised in this behalf by the Executive Council for any money payable to the University shall be sufficient discharge for the same.

6. *Other officers of the University.*—(1) The following shall also be the officers of the University:—

- (a) Librarian; and
- (b) Dean of Students Welfare.

7. *Librarian.*—(1) (a) The Librarian shall be appointed by the Executive Council on the recommendation of the Selection Committee constituted for the purpose and shall be a whole time salaried officer of the University.

(b) The terms and conditions of service and the duties and powers of the Librarian shall be regulated by the Ordinances.

(2) *Dean of Students Welfare*.—(a) The Dean of Students' Welfare shall be appointed from amongst the employees of the University who are or who have been teachers of the University, not below the rank of Reader, by the Executive Council on the recommendation of the Vice-Chancellor.

(b) The Dean shall be a whole-time employee of the University, shall hold office for a term of three years and shall be eligible for re-appointment:

Provided that the Executive Council shall be competent to appoint any eligible teacher of the University to discharge the duties of the Dean in addition to his normal duties.

(c) The person who is appointed as Dean of Students' Welfare shall continue to hold his lien on his substantive post, provided he is a serving teacher.

(d) When the office of the Dean of the Students' Welfare is vacant or when the Dean of Students' Welfare is, by reason of illness or absence for any other cause, unable to perform the duties of his office, the duties of the office shall be performed by such person as the Vice-Chancellor may appoint for the purpose.

8. *The Court*.—(1) The Court shall consist of the following:—

(a) *Ex-officio Members*:

- (i) Chancellor.
- (ii) Vice-Chancellor.
- (iii) Director of Education.
- (iv) Director of Agriculture.
- (v) Director of Animal Husbandry.
- (vi) Director of Horticulture.
- (vii) Director of Health Services.
- (viii) Chief Conservator of Forests.
- (ix) Director of Indian Institute of Advanced Studies, Simla.
- (x) Chairman of the Himachal Pradesh Board of School Education.
- (xi) Chairman of the Municipal Corporation, Simla.
- (xii) The remaining members of the Executive Council and the Board of Management who are not otherwise members of the Court.
- (xiii) Deans of all Faculties.
- (xiv) Eight Heads of Departments of Studies in the University, including the teaching and research departments of the Agricultural Complex not below the rank of Readers:

Provided that four shall be from the Agricultural Complex and four from other departments of studies of the University.

(xv) Five Principals of affiliated colleges by rotation on the basis of seniority, provided that they are not members of the Executive Council.

(xvi) Five representatives of Teachers of the University, two Professors, one Reader and two Lecturers by rotation on the basis of seniority:

Provided that one of the lecturers shall be with more than 10 years' service and the other with less than 10 years' service. If, however, an eligible candidate is not available in one of these categories both the representatives of lecturers shall be taken from the other category.

(xvii) Four representatives of teachers of affiliated colleges by rotation on the basis of seniority:

Provided that two shall be appointed from among teachers with more than 10 years' service and two from among the teachers with less than 10 years' service, provided that they are not members of the Executive Council. If, however, one or more eligible candidates are not available in one of these categories the remaining or all the representatives of teachers shall be taken from the other category.

- (b) *Representatives of the Himachal Pradesh Legislative Assembly.*—Three representatives of Himachal Pradesh Legislative Assembly by election from amongst its own members, as the Speaker of the said Assembly may direct, provided that they are not members of the Executive Council.
- (c) Two representatives to be elected by the Registered Graduates from among themselves in such manner as may be prescribed.
- (d) *Nominees of the Chancellor.*—Not more than fifteen persons nominated by the Chancellor:

Provided that in making nominations due regard shall be had to the representation of the different interests, professions and learnings:

Provided further that no employee of the University or of a recognised institution shall be eligible to be a member under any of the items (b), (c) and (d) referred to above.

(2) When an elected member of the Court becomes an *ex-officio* member before the expiry of his term, he shall cease to be an elected member.

(3) Save as otherwise expressly provided, a member of the Court shall hold office for a period of three years.

(4) Twenty-five members of the Court shall form the quorum.

9. *Meetings of the Court.*—(1) An annual meeting of the Court shall be held on a date fixed by the Executive Council and at such annual meeting the Court shall consider the report of the working of the University during the previous year together with a statement of the receipts and expenditure and the audit report and the budget for the next financial year shall be considered as presented by the Executive Council.

(2) The copies of the annual report shall be supplied to the members at least 15 days before the meeting.

10. *Executive Council.*—(1) The Executive Council shall consist of the following members:—

- (i) Vice-Chancellor.
- (ii) Dean of the Agricultural Complex.
- (iii) Two other Deans of Faculties by rotation on the basis of seniority.
- (iv) Two professors of the University by rotation on the basis of seniority, provided that one shall be from among the Professors in the Agricultural Complex and the other from among the Professors in other departments of studies of the University.
- (v) Two Principals of affiliated colleges by rotation on the basis of seniority.
- (vi) Two members, none of whom shall be an employee of the University or a recognised college or institution, to be elected by the Court from amongst its members in such manner as may be prescribed.
- (vii) Five persons nominated by the Chancellor.

(2) The term of the office of members of Executive Council other than the *ex-officio* members shall be three years.

(3) Five members of the Executive Council shall form the quorum.

11. *Powers of the Executive Council.*—Subject to the provisions of the Act, these Statutes and the Ordinances, the Executive Council, shall in addition to any other powers vested in it, have the following powers:—

(i) to appoint such Professors, Readers, Lecturers, and other members of the teaching and research staff as may be necessary, on the recommendation of the Selection Committees, constituted for the purpose, and to provide for the filling of temporary vacancies therein;

(ii) to fix the emoluments and define the duties and conditions of service of Professors, Readers, Lecturers and other members of the teaching and research staff:

Provided that no action shall be taken by the Executive Council in respect of the number, the qualifications and the emoluments of teachers otherwise than after consideration of the recommendations of the Academic Council;

(iii) to create administrative, ministerial and other necessary posts and to make appointments thereto in such manner, as may be laid down in the Ordinances;

(iv) to regulate and enforce discipline among the members of the teaching, administrative, ministerial and other staff of the University, in accordance with these Statutes and the Ordinances;

(v) to manage and regulate the finances, accounts, investments, property, business and all other administrative affairs of the University and for that purpose appoint such agents as it may think fit;

(vi) to invest any money belonging to the University, including any unapplied income, in such stocks, funds, shares, or securities, as it may, from time to time, think fit, or in the purchase of immovable property in India, with the like powers of varying such investments, from time to time;

(vii) (a) to accept on behalf of the University any trust, bequest, donation or transfer of any movable or immovable property to the University; and

(b) to transfer any movable or immovable property on behalf of the University:

Provided that no immovable property of the University shall, except with the prior sanction of the State Government, be transferred by the Executive Council by way of mortgage, sale, exchange, gift or otherwise, nor shall any money borrowed or advance taken on the security thereof;

(viii) to provide buildings, premises, furniture, apparatus and other facilities needed for carrying on the work of the University;

(ix) to enter into, vary, carry out and cancel contracts on behalf of the University;

(x) to entertain, adjudicate upon and if it thinks fit, to redress, any grievances of the salaried officers, the teaching staff and other employees of the University who may for any reason feel aggrieved:

Provided that, in matters of discipline and punishment, where the final power has been vested in the Vice-Chancellor or any other officer of the University, no appeal shall lie to the Executive Council;

- (xi) to fix the fees, emoluments and travelling and other allowances of the examiners and moderators appointed by the Academic Council;
- (xii) to select a common seal for the University and provide for the custody and use thereof;
- (xiii) to institute fellowships, scholarships, exhibitions, studentships, medals and prizes;
- (xiv) to delegate any of its powers to the Vice-Chancellor, Registrar, or such other officer of the University or to a person appointed by it as it may deem fit.

12. *Academic Council.*—(1) The Academic Council shall consist of the following:—

- (i) Vice-Chancellor.
- (ii) Deans of all Faculties.
- (iii) All Heads of Departments of Studies of the University.
- (iv) Two Professors in the Departments of Studies of the University by rotation on the basis of seniority, provided that they are not Heads of Departments.
- (v) Two Readers in the Departments of Studies of the University other than Heads of Departments by rotation on the basis of seniority.
- (vi) Two Lecturers in the Departments of Studies of the University by rotation on the basis of seniority.
- (vii) Five Principals of colleges by rotation on the basis of seniority
- (viii) Five Teachers of affiliated colleges by rotation on the basis of seniority:

Provided that two are from amongst those with more than ten years' service and three with less than ten years' service. If however, one or more eligible candidates are not available in one of these categories the remaining or all the representatives of teachers shall be taken from the other category.

- (ix) Five persons not being employees of the University or a recognised college or institution co-opted by the Academic Council for their special knowledge.

(2) All members of the Academic Council, other than *ex-officio* members, shall hold office for a term of two years.

(3) Ten members of the Academic Council shall form the quorum.

(4) Subject to the provisions of the Act, these Statutes and the Ordinances, the Academic Council shall, in addition to all other powers vested in it, have the following powers, duties and functions:—

- (i) to report on any matter referred to it by the Executive Council or the Board of Management;
- (ii) to make proposals to the Executive Council for the establishment of departments, colleges, institutions of higher learning, special centres, specialized laboratories, Libraries and museums;
- (iii) to formulate, modify or revise schemes for the organisation of and assignment of subjects to Faculties;
- (iv) to consider proposals submitted by the Faculties;
- (v) to promote research within the University and to require from time to time, reports on such research;
- (vi) to make recommendations to the Executive Council with regard to the creation and abolition of teaching posts in the University

and the classification of the said posts, and the emoluments and duties attaching thereto;

(vii) to recognise diplomas and degrees of other Universities and institutions and to determine their equivalence to the diplomas and degrees of the University;

(viii) to appoint committees for admission to the University, except in the case of the institutions forming part of the Agricultural Complex;

(ix) to publish lists of prescribed or recommended text-books and to publish the syllabii and prescribed courses of study;

(x) to make such arrangements for the instruction and examination of persons, not being members of the University, as may be necessary;

(xi) to recommend to the Executive Council draft ordinances regarding examinations of the University and the conditions on which students should be admitted to such examinations;

(xii) to make appointment of examiners, moderators etc., and, if necessary, their removal and recommend to the Executive Council the fixation of their fees, emoluments and travelling and other expenses;

(xiii) to make arrangements for the conduct of examinations and to fix dates for holding them;

(xiv) to declare the results of various University examinations or to appoint committees or officers to do so;

(xv) to make recommendations for the conferment of honorary degrees and to confer or grant degrees, academic distinctions, honours, diplomas and certificates;

(xvi) to perform, in relation to academic matters all such duties and to do all such acts as may be necessary for the proper carrying out of the provisions of the Act, these Statutes and the Ordinances;

(xvii) to promote the health and welfare of the students and to constitute a Council of Students' Affairs consisting of such number of teachers and students as may be prescribed by the Ordinances; and to advise the Academic Council on matters relating to the welfare of the students of the University.

13. *Faculties.*—(1) (i) The University shall have such Faculties as may be prescribed by these Statutes.

(ii) On the enforcement of the Act, the University shall have the following Faculties:—

- (i) Agriculture;
- (ii) Arts;
- (iii) Medical Science;
- (iv) Science.

(iii) Each Faculty shall consist of such departments of study as may be assigned to it by the Ordinances.

(iv) No department shall be established or abolished except by the Statutes.

(v) Each department shall consist of the following members:—

- (i) Teachers of the department concerned;
- (ii) Persons appointed to conduct research in the department;
- (iii) Dean of the Faculty concerned;
- (iv) Such other persons as may be members of the department in accordance with the provisions of the Ordinances;

(vi) Each department shall have a head who may be a Professor or, if there is no Professor, a Reader and whose duties, functions and terms and conditions of appointment shall be prescribed by the Ordinances:

Provided that if there is no Professor or Reader in a department, the Dean of the Faculty concerned shall act as the Head of the Department:

Provided further if there is more than one Professor or, as the case may be, Reader in any department, the Head of the Department, shall be appointed by the Vice-Chancellor.

(2) (i) Each Faculty shall consist of the following members, namely:—

- (a) Dean of the Faculty;
- (b) Heads of Departments of Studies in the Faculty;
- (c) All Professors in the Faculty;
- (d) One Reader and one Lecturer from each Department of Study by rotation on the basis of seniority;
- (e) Four Teachers of colleges concerned with the Faculty by rotation on the basis of seniority;:

Provided that two shall be teachers with more than ten years' service, and two with less than ten years' service. If, however, one or more eligible teachers are not available from one of these categories the remaining or all the representatives shall be taken from the other category.

(3) All members of Faculty other than *ex-officio* members shall hold office for a term of two years.

(4) Faculties shall have such powers and shall perform such duties as may be assigned to them by these Statutes and Ordinances. They shall also consider and make such recommendations to the Academic Council on any question pertaining to their respective spheres of work, as may appear to them necessary or on any matter referred to them by the Academic Council.

14. Finance Committee.—(1) The Finance Committee of the University shall consist of the following members:—

- (i) Vice-Chancellor.
- (ii) Dean of the Agricultural Complex.
- (iii) One Dean of Faculty other than the Dean of the Faculty of Agriculture, by rotation on the basis of seniority.
- (iv) One nominee of the Executive Council.
- (v) Three nominees of the Chancellor.

(2) Four members of the Finance Committee shall form the quorum.

(3) All members of the Finance Committee other than *ex-officio* members, shall hold office for a term of three years.

(4) The Vice-Chancellor shall preside at the meetings of the Finance Committee.

(5) The Finance Committee shall meet at least twice every year to examine accounts and scrutinise proposals for expenditure.

(6) The annual accounts and financial estimates of the University prepared by the Finance Officer shall be laid before the Finance Committee for consideration and comments and thereafter submitted to the Executive Council for approval with or without amendments.

(7) The Finance Committee shall fix limits for the total recurring expenditure and the total non-recurring expenditure for the year, based on the income and resources of University (which in the case of productive works, may include the proceeds of loans). No expenditure shall be incurred by the University in excess of the limits so fixed.

(8) No expenditure other than that provided for in the budget shall be incurred by the University without the approval of the Finance Committee.

15. Boards of Studies.—(1) There shall be Boards of Studies for different subjects or groups of subjects.

(2) The constitution, the powers and functions of the Boards of Studies shall be, as prescribed by the Ordinances.

16. Affiliation privileges of the University.—(1) Colleges and other institutions within the limits of Himachal Pradesh may be admitted to such privileges of the University, as the Executive Council may decide on the following conditions, namely:—

(i) Every such College or institution shall have a regularly constituted management consisting of not more than twenty persons approved by the Executive Council and including among others, at least two nominees of the University and three representatives of the teaching staff, of whom the Principal of that college or institution shall be one. The rules relating to the composition and personnel of the management and those relating to other matters affecting the management of the college shall conform to the Statutes and the Ordinances of the University and the conditions of Governments grants to colleges. Such rules and the personnel will require the approval of the Executive Council:

Provided that the colleges and institutions admitted to the privileges of the University under section 7 of the Act shall adopt the rules, regarding the constitution of the management within one year of enforcement of the Act:

Provided further that the said condition shall not apply in the case of colleges and institutions maintained by Government which shall, however, have an Advisory Committee which shall consist of among others, at least three teachers including the Principal of the college or institution, and two representatives of the University.

(ii) Every such college or institution shall satisfy the Executive Council on the following points, namely:—

(a) the suitability and adequacy of its accommodation and equipment for teaching;

(b) the qualifications and adequacy of its teaching staff and the conditions of their service;

(c) the arrangements for the residence, welfare, discipline and supervision of its students.

(d) that adequate financial provision has been made for the continued maintenance of the college; and

(e) such other matters as are essential for the maintenance of the standards of University education.

(iii) No college or institution shall be admitted to any privileges of the University except on the recommendations of the Academic Council made after considering the report of a Committee of Inspection appointed for the purpose by the Academic Council.

(iv) Organisations/colleges and institutions desirous of admission to any privileges of the University shall be required to intimate their intention to do so in writing so as to reach the Registrar not later than the date, as may be provided in the Ordinances.

(v) A college may not, without the previous permission of the Executive Council, suspend instruction in any subject or course of study which it is authorised to teach and teaches.

(2) Appointments to the teaching staff of such college or institution shall be made on the recommendation of a Selection Committee as provided by the Ordinances:

Provided that the provisions of this clause shall not apply in the case of colleges and institutions maintained by the Government.

(3) Every such college or institution shall be inspected at least once in every two academic years by a Committee appointed by the Academic Council and the report of that Committee shall be submitted to the Academic Council which shall forward the same to the Executive Council with the recommendation, as it may be deem fit. The Executive Council, after considering the report and the recommendations of the Academic Council shall forward a copy of the report to the management of the college or institution with such remarks, if any, as it may deem necessary for suitable action.

(4) The Executive Council may, after consulting the Academic Council, withdraw any privileges granted to a college or institution if any time it considers that the college or institution is not fulfilling the requisite conditions:

Provided that before any privileges are so withdrawn the management shall be given an opportunity to represent to the Executive Council why such action should not be taken.

(5) Subject to the conditions set forth above, the Ordinances may prescribe such other conditions as may be considered necessary and also the procedure for the admission of colleges and institutions to the privileges of the University and for the withdrawal of those privileges.

17. *Selection Committees.*—(1) Save as provided in the Statutes, relating to the Agricultural Complex, there shall be Selection Committee for making recommendations to the Executive Council for appointment to the posts of Professors, Readers, Lecturers, Registrar, Finance Officer and Librarian.

(2) Every Selection Committee shall consist of the Vice-Chancellor, who will be the Chairman thereof, and a person, nominated by the Chancellor, and in addition, the Selection Committee for making recommendations for appointment to a post specified in column 1 of the Table below shall have as its members the persons specified in the corresponding entry in column 2 of the said Table:

TABLE

Name of Post 1	Membership of the Selection Committee 2
Professor	<p>(i) The Head of the Department concerned, if he is a Professor.</p> <p>(ii) Three persons not connected with the University, nominated by the Executive Council, out of a panel of names recommended by the Academic Council for their special knowledge or interest in the subject with which the Professor will be concerned.</p>

Reader, Lecturer.	(i) The Head of the Department concerned. (ii) Two persons not connected with the University nominated by the Executive Council, out of a panel of names recommended by the Academic Council for their special knowledge of or interest in the subject with which the Reader or Lecturer will be concerned.
Registrar, Finance Officer.	Three members of the Executive Council nominated by it.
Librarian	Three persons not connected with the University who have special knowledge of the subject of Library science to be nominated by the Executive Council.

(3) The procedure to be followed by a Selection Committee in making recommendations shall be laid down in the Ordinances.

(4) Save as otherwise provided in these Statutes and Ordinances, if the Executive Council is unable to accept any recommendation made by the Selection Committee, it may remit the same to the Selection Committee for re-consideration and if the difference is not resolved, the Executive Council shall record its reasons and submit the case to the Chancellor for final orders.

(5) *Special mode of appointment.*—Notwithstanding anything contained in these Statutes:—

- (a) the Executive Council may invite a person of high academic distinction and professional attainment to accept a post of Professor or Reader in the University, as the case may be, on such terms and conditions as it may deem fit and on the person agreeing to do so, appoint him to the post;
- (b) the Executive Council shall also have power to make appointment of persons selected in accordance with the procedure laid down in sub-clause (2) and (3) as teacher for a fixed tenure on such conditions as it deems fit to impose.

18. *Provident Fund.*—(1) The teachers, officers, clerical staff and other employees of the University shall be entitled to either of the following Retirement Benefits for which they shall have to opt at the time of entry into service of the University:—

- (a) General Provident Fund-cum-Pension-cum-Gratuity;
- (b) Contributory Provident Fund-cum-Gratuity;
- (c) The rules relating to Retirement Benefits shall be the same as laid down in the "Central Universities Retirement Benefit Rules, 1967" published by the University Grants Commission, 1970:

Provided that wherever the words "University or Central Universities, Government of India, Ministry of Finance and Visitor" occur in these rules they will mean respectively "Himachal Pradesh University, Himachal Pradesh University, Himachal Pradesh Government, Department of Finance Himachal Pradesh Government and Chancellor of the Himachal Pradesh University".

19. *Disqualifications.*—(1) Notwithstanding the provision of section 44 of the Act, a person shall be disqualified for being chosen as, and for being

a member of any of the Authorities of the University:—

- (a) if he is of unsound mind or is a deaf, mute or suffers from contagious reprosy;
- (b) if he is an undischarged insolvent;
- (c) if he has been convicted by a Court of Law of an offence involving moral turpitude and sentenced in respect thereof to imprisonment for not less than six months.

(2) If any question arises as to whether a person is or had been subjected to any of the disqualifications mentioned in sub-clause (1), the question shall be referred for the decision of the Chancellor and his decision shall be final, and no suit or other proceeding shall lie in any court of law against such decision.

20. Honorary Degrees.—(1) All proposals for the conferment of Honorary Degrees shall be made by the Academic Council to the Executive Council, and shall require the assent of the Court before submission to the Chancellor for confirmation:

Provided that, in cases of urgency, the Chancellor may act on the recommendation of the Executive Council only.

(2) Any Honorary Degree conferred by the University may with the previous approval of two thirds of members of the Court and the sanction of the Chancellor, be withdrawn by the Executive Council.

21. Removal of Teachers.—(1) Where there is an allegation of misconduct against a teacher the Vice-Chancellor may, if he thinks fit by order in writing place the teacher under suspension and shall forthwith report to the Executive Council the circumstances in which the order was made:

Provided that the Executive Council may if it is of the opinion that the circumstances of the case do not warrant the suspension of the teacher revoke that order.

(2) Notwithstanding anything contained in the terms of his contract or service or of his appointment, the Executive Council shall be entitled to remove a teacher on grounds of misconduct.

(3) Save as aforesaid, the Executive Council shall not be entitled to remove a teacher except for good and sufficient cause and after giving three months' notice in writing or payment of three months' salary in lieu of notice if the teacher is confirmed and one months' salary if he is still temporary.

(4) No teacher shall be removed under clause (2) or under clause (3) until he has been given a reasonable opportunity of showing cause against the action to be taken in regard to him.

(5) The removal of a teacher shall require a two-thirds majority of the members of the Executive Council present and voting.

(6) The removal of a teacher shall take effect from the date on which the order of removal is made:

Provided that where a teacher is under suspension at the time of his removal, the removal shall take effect on the date on which he was placed under suspension.

(7) Notwithstanding anything contained in these Statutes, the teacher shall be entitled to resign by giving three months' notice in writing to the Executive Council if he is confirmed and one month's notice, if he is not.

22. Removal of employees other than teachers.—(1) Notwithstanding anything contained in the terms of his contract of service or of his appointment, an employee of the University, other than a teacher, may be removed

by the authority which is competent to appoint the employee:—

- (a) if he is of unsound mind or is a deaf, mute or suffers from contagious leprosy;
- (b) if he is an undischarged insolvent;
- (c) if he has been convicted by a Court of Law of any offence involving moral turpitude and sentenced in respect thereof;
- (d) if he is otherwise guilty of mis-conduct.

(2) No such employee shall be removed under clause (1) until he has been given a reasonable opportunity to show cause against the action proposed to be taken in regard to him.

(3) Where the removal of such employee is for a reason other than that specified in sub-clause (c) or sub-clause (d) of clause (1) he shall be given three months' notice in writing or paid three months' salary in lieu of notice.

(4) Notwithstanding anything contained in these Statutes, an employee of the University not being a teacher shall be entitled to resign:—

- (i) in the case of a permanent employee only after giving three months' notice in writing to the appointing authority or paying to the University three months' salary in lieu thereof;
- (ii) in any other case, only after giving one month's notice in writing to the appointing authority; or paying to the University one month's salary in lieu thereof.

23. Maintenance of discipline among students of the University.—(1) All powers relating to discipline and disciplinary action in relation to students shall vest in the Vice-Chancellor.

(2) The Vice-Chancellor may delegate all or such of his powers as he deems proper to such other person as he may specify in this behalf.

(3) Without prejudice to the generality of his powers relating to the maintenance of discipline and taking such action in the interest of maintaining discipline, as may seem to him appropriate, the Vice-Chancellor may in the exercise, of his powers aforesaid, order or direct that any student or students be expelled from any college or institution maintained by the University or department or be for a stated period, rusticated or be not, for a stated period, admitted to a course or courses of study in any such college or institution or department or be fined in a sum of rupees that may be specified, or be debarred from taking an examination or examinations for one or more years or that the results of student or students concerned in the examination or examinations in which he has or they have appeared be cancelled.

(4) The Principals or, as the case may be the heads of the Colleges, institutions or departments shall have the authority to exercise all such disciplinary powers over the students in their respective colleges, institutions, and departments as may be necessary for the proper conduct of such colleges, institutions or departments.

(5) Without prejudice to the powers of the Vice-Chancellor, detailed rules of discipline and proper conduct shall be framed. The Principals, or as the case may be, the heads of colleges, institutions and departments may frame such supplementary rules as they deem necessary for the aforesaid purposes. Every student shall provide himself with a copy of these rules.

24. Seniority, Eligibility for the Membership of University Bodies.—(1) Whenever, in accordance with these Statutes, any person is to hold an office or be a member of any Authority of the University by rotation, according to seniority such seniority shall be determined according to the length of

continuous service of such person in his grade or post, as the case may be, and in accordance with such other principles as the Executive Council may from time to time prescribe.

(2) It shall be the duty of the Registrar to prepare and maintain, in respect of such class of persons to whom the provisions of this Statute apply, a complete and up-to-date seniority list in accordance with the provisions of the foregoing clause.

(3) If two or more persons have equal length of continuous service in a particular grade or post, or the relative seniority of any person or persons is otherwise in doubt, the Registrar may on his own motion, and shall, at the request of any such person, submit the matter to the Executive Council whose decision thereon shall be final.

(4) Notwithstanding anything contained in these Statutes no person who is not ordinarily resident in India shall be eligible to be an officer of the University or a member of any Authority of the University.

25. Registered Graduates.—(1) The Executive Council shall maintain a register on which any graduate of the Himachal Pradesh University who has taken any degree of any Faculty not less than one year before registration, shall, subject to the payment of an initial fee of such amount as may be prescribed by the Ordinances, be entitled to have his name entered on application made within one year from the date on which he becomes so entitled:

Provided that if such application is made after the expiry of the said period, the applicant shall be entitled to have his name entered on payment of the said initial fee and of such further sum as may be prescribed by the Ordinances.

(2) The name of any graduate entered on the register shall, subject to the payment of an annual fee of such amount as may be prescribed by the Ordinances, be retained, thereon, and, in case of default, shall be removed therefrom, but shall, at any time, be re-entered upon payment of all arrears.

Provided that a graduate whose name has already been entered on the register may at any time compound for all subsequent payments of the annual fee by paying the sum prescribed in this behalf by the Ordinances.

(3) Any person who had graduated in any Faculty of the University of the Punjab at Lahore before the year, 1948 or of the Punjab University, Chandigarh, Punjab, before the date on which the University confers its own degrees shall on application made and on payment of such fees and on complying with such conditions as may be prescribed by the Ordinances, be entitled to have his name entered in the register of graduates of the Himachal Pradesh University.

(4) No person other than a graduate whose name is entered on the said register shall be qualified or entitled to vote or be elected under clause 9 (1) (c).

26. Ordinances how made.—(1) The first Ordinances shall be made by the State Government.

(2) The first Ordinances may be amended, repealed or added to at any time by the Executive Council provided that:—

(a) no ordinance shall be made affecting the conditions of residence or discipline of students, except after consultation with the Academic Council;

(b) no Ordinances shall be made:—

(i) affecting the admission or enrolment of students or prescribing examinations to be recognised as equivalent to the University examinations; or

(ii) affecting the conditions, mode of appointment or duties of examiners or the conduct or standard of examination or any course of study, unless a draft of such Ordinance has been proposed by the Academic Council.

(3) The Executive Council shall not have power to amend any draft proposed by the Academic Council under clause (2) but may reject the proposal or return the draft to the Academic Council for re-consideration, either in whole or in part, together with any amendments which the Executive Council may suggest.

(4) Where the Executive Council has rejected the draft of an Ordinance proposed by the Academic Council, the Academic Council may, within two months of the date of such rejection, appeal to the Chancellor and he may, by order, either accept wholly or in part or reject the proposed Ordinance and his order shall be final.

(5) All Ordinances made by the Executive Council shall be submitted, as soon as may be, to the Chancellor.

(6) The Chancellor may, by order, direct that the operation of any Ordinance shall be suspended until he has had an opportunity of exercising his power of disallowance, and any order of suspension under this clause shall cease to have effect on the expiration of one month from the date of such order.

(7) The Chancellor may, within three months after any Ordinance has been submitted to him signify to the Executive Council his disallowance of the Ordinance, and from the date of receipt by the Executive Council of intimation of such disallowance, the Ordinance shall cease to have effect.

27. Committees.—The Court, the Executive Council or the Academic Council, the Board of Management and any other Authority of the University may appoint boards or committees or members of the authority, making such appointment and of such other persons (if any) as that authority in each case may think fit: and any such board or committee may deal with any subject assigned to it subject to subsequent confirmation by the authority which appointed it.

28. Elected Chairman to preside where provision made in Statutes.—Where, by the Act, the Statutes, or the Ordinances, no provision is made for a Chairman to preside over a meeting of any University Authority, Board or Committee, or when the Chairman so provided for is absent the members present shall elect one from among themselves to preside at the meeting.

29. Resignation.—(1) Any member, other than an *ex-officio* member, of the Court, the Executive Council, the Board of Management, the Academic Council or any other Authority of the University or Committee may resign by letter addressed to the Registrar and the resignation shall take effect as soon as such letter is received by the Registrar.

(2) Any officer of the University (whether salaried or otherwise) may resign his office by letter addressed to the Registrar:

Provided that such resignation shall take effect only on the date from which the same is accepted by the authority competent to fill the vacancy.

30. Dean of Agricultural Complex.—The Dean of Agricultural Complex shall be a whole time officer of the University and shall be appointed by the Executive Council on the advice of the Board of Management on such terms

and conditions as may be prescribed by the Ordinances. For this purpose a Selection Committee constituted under Statute 38 shall make recommendations to the Board of Management:

Provided, however, the first Dean of the Agricultural Complex shall be appointed by the Chancellor for a term not exceeding three years:

Provided further that in the absence of the Dean of Agricultural Complex the Vice Chancellor may direct any person to perform the functions of the Dean, till such time as the vacancy in the office of the Dean has been filled up.

31. Powers and duties of the Dean of the Agricultural Complex.—Subject to the provisions of the Act and the Statutes, the Dean of the Agricultural Complex shall have the following powers and duties:—

- (a) The Dean of the Agricultural Complex shall be *ex-officio* Dean of the Faculty of Agriculture and shall be the administrative and academic head of the Agricultural Complex; he shall act as the liaison officer between the University and other agencies and State and Central Governments/Organisations in matters concerning the Agricultural Complex.
- (b) He shall be responsible for the administration of the resident teaching programme and for the development, improvement and evaluation of curricula and teaching procedures designated to develop in the students of the colleges of the Agricultural Complex professional competence, character and qualities of leadership, as laid down by the Faculty of Agriculture.
- (c) He shall be responsible for the guidance and co-ordination of the research programme in the Agricultural Complex.
- (d) He shall supervise and control the field activities of the extension subject matter specialists in respect of units forming part of the Agricultural Complex or those that may be transferred to it, by the Government.
- (e) He shall be responsible for inter-departmental co-ordination as between one college of the complex and another.
- (f) He shall be responsible for the presentation of the budget of the Agricultural Complex as recommended by the Finance Committee to the Board of Management.

32. Other Officers of the University in the Agricultural Complex.—

(1) The following shall also be officers of the University:—

- (a) Director of Research;
- (b) Director of Extension Education;
- (c) Associate Deans.

(2) The Director of Research, the Director of Extension Education and the Associate Deans shall be appointed by the Executive Council on the advice of the Board of Management on such terms and conditions as may be prescribed by the Ordinance. For this purpose a Selection Committee constituted under Statute 38 shall make recommendations to the Board of Management.

(3) The terms and conditions of their appointment, and duties, shall be as may be prescribed by the Ordinances.

33. Faculty of Agriculture.—(1) The Faculty of Agriculture shall consist of:—

- (a) Dean of the Agricultural Complex.
- (b) Associate Deans of the Agricultural Complex.

- (c) Director of Research, Agricultural Complex.
- (d) Director of Extension Education, Agricultural Complex.
- (e) All Heads of Departments in the Agricultural Complex.
- (f) All Professors in the Agricultural Complex other than the Heads of Departments.
- (g) One Reader and one Lecturer from each Department of Studies in the Agricultural Complex by rotation according to seniority.
- (h) Two representatives of the Academic Council.

(2) Subject to the provisions of these Statutes and the Ordinances, the Faculty of Agriculture shall, in addition to all other powers, duties and functions assigned to a Faculty, have the following powers, duties and functions in relation to the Agricultural Complex:—

- (a) to formulate, modify and revise the courses of study, curricula and syllabi and prescribe text books, teaching methods and aids;
- (b) to prescribe admission requirements, the admission procedures, and appoint committees to regulate and control admission and duration of academic sessions;
- (c) to lay down the system of examination; evaluation and moderation; holding of examinations or evaluation tests; to declare results; to make appointment of examiners and recommend to the Board of Management, who in turn shall recommend to the Executive Council, the fixation of their fees, emoluments and travelling and other expenses;
- (d) to promote the health and welfare of the students within the jurisdiction of the Agricultural Complex;
- (e) to make recommendations to the Board of Management who in turn shall make recommendations to the Executive Council, regarding (i) starting, organising and abolition of colleges, departments, specialised centres and institutes; (ii) creation or abolition of teaching, research or extension education posts; (iii) granting and conferring degrees, academic distinctions, diplomas and certificates; and (iv) drafting of Statutes and Ordinances relating to the Agricultural Complex; provided that in respect of matters for which the Executive Council has delegated its powers to the Board of Management, it shall not be necessary for the Board to make its recommendations to the Executive Council; and
- (f) to perform, in relation to academic matters concerning the Agricultural Complex, such other powers, as may be prescribed under these Statutes and these Ordinances.

34. The Board of Management.—The Board of Management shall consist of the following:—

- (a) Vice-Chancellor.
- (b) Agricultural Production Commissioner.
- (c) Director of Agriculture, Himachal Pradesh.
- (d) Director of Horticulture, Himachal Pradesh.
- (e) Director of Animal Husbandry, Himachal Pradesh.
- (f) Chief Conservator of Forests, Himachal Pradesh.
- (g) Two members of the Executive Council elected by the said Executive Council.
- (h) Director of Research of Agricultural Complex.
- (i) Director of Extension Education of Agricultural Complex.

- (j) One Associate Dean in the Agricultural Complex by rotation, according to seniority.
- (k) One Professor from the Departments of Studies in the Agricultural Complex by rotation according to seniority.
- (l) Two scientists nominated by the Chancellor.
- (m) Two progressive farmers nominated by the Chancellor.
- (n) The Dean of Agricultural Complex (Member-Secretary).

35. Powers and functions of the Board of Management.—Subject to the provisions of the Act and the Statutes, the Board of Management shall have the following powers and duties:—

- (i) The Board shall administer funds placed at the disposal of the Agricultural Complex and make recommendations to the Executive Council regarding the investment of moneys and the borrowing of moneys in respect of the Agricultural Complex for capital improvements.
- (ii) The Board shall have powers to negotiate direct for acquiring land, water-rights, etc., in the name of the University for the purpose of implementation of its functions and such agreements shall be submitted to the Executive Council for confirmation.
- (iii) The Board may acquire in the name of the University such property as it may deem necessary for the proper functioning of the Complex.
- (iv) The Board shall consider the budget pertaining to the Agricultural Complex as prepared by the Finance Committee and submit its recommendations to the Executive Council.
- (v) The Board may appoint such Committees as it may deem necessary for the proper functioning of the Complex.
- (vi) The Board shall prepare the annual report containing a review of the progress made in different spheres of activities of the Agricultural Complex which shall be incorporated in the Annual Report of the University.
- (vii) The Board may recommend to the Executive Council the integration in the Agricultural Complex, Technical and Extension Education Units of public or private organisations in Himachal Pradesh.
- (viii) The Board shall make provision for teaching and training and research in such branches of learning and courses of study as are recommended by the Faculty of Agriculture within the budgetary provision.
- (ix) The Board shall make recommendations to the Executive Council for the institution, maintenance and award of scholarships, studentships, medals, prizes, etc., in respect of the Agricultural Complex.
- (x) The Board shall be responsible for Agricultural Research and Extension Education in Himachal Pradesh and it will collaborate with the Departments of Agriculture, Animal Husbandry, Horticulture, Forestry and any other Departments of the State Government, if considered necessary, in accordance with the programmes as recommended by an Advisory Council consisting of:—
 - (a) Agriculture Production Commissioner, Himachal Pradesh.
 - (b) Director of Agriculture, Himachal Pradesh.
 - (c) Director of Animal Husbandry, Himachal Pradesh.
 - (d) Director of Horticulture, Himachal Pradesh.
 - (e) Chief Conservator of Forests, Himachal Pradesh.
 - (f) Director of Research of the Agricultural Complex.

- (g) Director of Extension Education on Agricultural Complex.
- (h) Associate Deans of the Agricultural Complex.
- (i) Four Scientists—two representing major areas of agriculture and two representing major areas of horticulture to be nominated by the Vice-Chancellor.
- (xi) The Board shall exercise such other powers as may be delegated to it by the Executive Council.
- (xii) The Board may delegate any of its powers to the Dean or such other officer of the Agricultural Complex or to a person appointed by it, as it may deem fit.

36. Subject to the provisions of the Act and these Statutes, the Board of Management shall carry out its financial functions in the manner prescribed by the Ordinances.

37. *Selection Committee.*—Every Selection Committee for teaching and research post in the Agricultural Complex shall consist of the Vice-Chancellor, who shall be the Chairman thereof, a person nominated by the Chancellor, and the Dean of Agricultural Complex (except when the post is that of the Dean of Agricultural Complex). In addition, the Selection Committee for making recommendation for appointment to a post specified in column 1 of the Table below shall have as its members the persons specified in the corresponding entry in column 2 of the said Table:

TABLE

Name of post 1	Membership of the Selection Committee 2
1. Dean of Agricultural Complex.	(i) Three experts not connected with the University, one each to be nominated by the Executive Council, Board of Management and the Indian Council of Agricultural Research.
2. Director of Research	(i) Three experts not connected with the University, one each to be nominated by the Executive Council, Board of Management and the Indian Council of Agricultural Research.
3. Director of Extension Education.	(i) Three experts not connected with the University, one each to be nominated by the Executive Council, Board of Management and the Indian Council of Agricultural Research.
4. Associate Dean	(i) Three experts not connected with the University, one each to be nominated by the Executive Council, Board of Management and the Indian Council of Agricultural Research.
5. Professor or equivalent Research post.	(i) The Head of the Department concerned if he is a Professor.

(ii) Three persons not connected with the University, nominated by the Board of Management, out of a panel of names recommended by the Faculty of Agriculture for their special knowledge or interest in, the subject with which the Professor will be concerned.

6. Reader or equivalent Research post. (i) The Head of the Department concerned.
(ii) Two persons not connected with the University nominated by the Board of Management, out of a panel of names recommended by the Faculty of Agriculture for their special knowledge of or interest in, the subject with which the Reader will be concerned.

7. Lecturer or equivalent Research post. (i) The Head of the Department concerned.

(ii) Two persons not connected with the University nominated by the Board of Management out of a panel of names recommended by the Faculty of Agriculture for their special knowledge of or interest in the subject with which the Lecturer will be concerned.

(2) The procedure to be followed by a Selection Committee in making recommendation shall be laid down in the Ordinances.

(3) Save as otherwise provided in these Statutes and Ordinances, the Board of Management will forward the recommendation of the Selection Committee with such advice as it may deem necessary to the Executive Council. If there is a difference of opinion between the Selection Committee and the Board of Management the decision of the Executive Council shall be final. In the event of difference of opinion between the Board of Management and the Executive Council the matter shall be referred to the Chancellor whose decision shall be final.

38. *Conditions of service.*—(1) Notwithstanding anything contained in the provisions of section 35 of the Act, every employee of the Agricultural College, Palampur and Research and Extension Education Centres of the Punjab Agricultural University, Ludhiana, transferred to the University vide section 5(3) of the Haryana and Punjab Agricultural Universities Act No. 16 of 1970 of the Parliament shall on the commencement of this Act, holding office as such immediately before the commencement of this Act, shall become the employees of the University:

Provided that—

(a) such employees of the above-mentioned institutions shall be allowed to exercise an option whether or not they wish their services to be taken over by the University;

(b) the existing rights and service conditions of such employees who opt for service in the University shall be protected;

(c) any service rendered by any such employee before such transfer of his service to the University shall be deemed to be service rendered in connection with the administration of the University, on the condition that their leave, pension and Provident Fund and gratuity contribution in respect of the service rendered by them to the Punjab Agricultural University, Ludhiana shall be reimbursed to the University by the Punjab Agricultural University, Ludhiana.

In the event of any dispute or difficulty in the matter of implementation of the provisions of sub-clauses (a), (b) and (c) the matter shall be referred to the Central Government whose decision shall be final.

(2) The employees of the Himachal Pradesh Government posted in Himachal Pradesh College of Agriculture, Solan and the Research and Extension Education Centres to be transferred to the University from time to time become the employees of the University on such terms and condition as may be agreed upon between the State Government and the University:

Provided that such employees of either of the categories mentioned in sub-clauses (1) and (2) shall be offered an option as to whether they would like to opt for either of the two retirement benefits applicable to the entrants in the service of the University.

39. General.—The Executive Council shall on the advice of the Board of Management provide the Dean of the Agricultural Complex with adequate assistance to enable him to discharge the administrative and financial functions assigned to him. For this purpose, the Executive Council shall designate specifically members of the staff of the University who will be directly responsible to the Head of the Agricultural Complex.